

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF OHIO
EASTERN DIVISION

MICHELE L. RAFFERTY,)
et al.,)
Plaintiffs,) Case No.
-vs-) 4:16CV00430
TRUMBULL COUNTY, OHIO,) Judge Benita
et al.,) Pearson
Defendants.)

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Deposition of KATIE SHERMAN, a
Plaintiff herein, being called by the
Defendants as if upon cross-examination
under the statute, and taken before Angelika
P. Shane, a Notary Public within and for the
State of Ohio, pursuant to agreement of
counsel, on Thursday, the 23rd day of
February, 2017, at 3:05 p.m., at the offices
of Mazanec, Raskin & Ryder Co., LPA, 34305
Solon Road, Solon, Ohio.

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1 APPEARANCES :

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15 ON BEHALF OF THE DEFENDANTS

16 TRUMBULL COUNTY, OHIO, TRUMBULL COUNTY

17 SHERIFF'S DEPARTMENT, THOMAS L.

18 ALTIERE, SHERIFF, AND ERIC SHAY,

19 LIEUTENANT:

20

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16 ALSO PRESENT: Michele Rafferty

17 Robin Wilson

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1 P-R-O-C-E-E-D-I-N-G-S

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3 KATIE SHERMAN, of lawful age, a
4 Plaintiff herein, having been first duly
5 sworn, as hereinafter certified, deposes and
6 says as follows:

7 - - -

8 CROSS-EXAMINATION OF KATIE SHERMAN

9 BY MR. RASKIN:

10 Q So, Ms. Sherman, you sat through the
11 deposition of Ms. Rafferty, and do you want
12 me to go over kind of the rules of the
13 deposition or the things you need to
14 remember, or are you pretty comfortable?

15 A I'm good.

16 Q How would you like me to refer to you?

17 A Katie.

18 Q And how are you feeling?

19 A Good.

20 Q When is your baby due?

21 A He's due May 7th, but I think he's
22 coming anywhere from April 20th to the 27th.

23 Q Is it a he?

24 A Mm-hmm.

25 Q Congratulations. So give us your full

1 name and current residence address, would
2 you, please?

3 A Katie Lynn Sherman and I live at 6280
4 1/2 South Main, Ashtabula, Ohio, 44084.

5 Q And who do you live there with?

6 A My mother.

7 Q How long have you lived there?

8 A Since December I want to say.

9 Q Where did you live before that?

10 A Here and there. I stayed with family
11 or friends because I didn't get along with
12 my mom.

13 Q So have you had a reconciliation?

14 A Hmm?

15 Q Have you had a reconciliation with your
16 mom?

17 A We just butt heads a lot.

18 Q But you're living with her?

19 A Yeah.

20 Q I see. Do you have any children other
21 than the one you're carrying?

22 A A five-year-old that I do not have
23 custody of.

24 Q Did you voluntarily give up custody?

25 A No. When I was doing my time,

1 Children's Services decided to adopt my son
2 out while I was in jail. I never signed any
3 paperwork or anything.

4 Q So you're talking about Ashtabula
5 County Children Services?

6 A Trumbull County.

7 Q So Trumbull County CSB filed a petition
8 for custody?

9 A Mm-hmm.

10 Q Yes? You have to say yes.

11 A Yes. Sorry.

12 Q That's all right. And so your
13 five-year-old child has been -- is he or she
14 in foster care or has he or she been
15 adopted?

16 A He was adopted out.

17 Q He was adopted.

18 A Closed adoption.

19 Q And were you served with any paperwork
20 in relation to that?

21 A No.

22 Q What year did that happen?

23 A Right before I got out of Trumbull
24 County Jail, sometime in April, 2014.

25 Q Are you employed?

1 A No.

2 Q When were you last employed full-time?

3 A When I worked at Pentair, which is in
4 Chardon. It's a factory, in May of 2015.

5 Q 2015?

6 A Yeah.

7 Q And the name of the company, could you
8 spell it?

9 A Pentair, P-E-N-T-A-I-R.

10 Q What kind of work did you do there?

11 A I made fiberglass tanks.

12 Q So it was production work?

13 A Mm-hmm.

14 Q Yes?

15 A Yes.

16 Q And why did you leave there?

17 A I had an injury where my finger got
18 smashed by another employee when he picked
19 up a tank, and I had to have surgery because
20 it caused a blood infection in my blood
21 stream from the fiberglass, and I was
22 hospitalized for seven days and they fired
23 me and he got my job.

24 Q So you were terminated?

25 A Yeah.

1 Q Did you file a Workers' Compensation
2 claim?

3 A No.

4 Q Prior to Pentair, when did you last
5 work?

6 A At Lake Effectz in Madison, Ohio,
7 bartending.

8 Q And how long ago was that?

9 A I think February of 2015 I quit.

10 Q When you were fired by Pentair, did you
11 attempt to collect unemployment
12 compensation?

13 A Huh-uh. No.

14 Q What is the highest grade of formal
15 education that you've completed?

16 A Tenth.

17 Q Do you have a GED?

18 A No, sir.

19 Q Where did you go to school?

20 A Edgewood and Jefferson and an
21 alternative behavior school.

22 Q Where was the alternative behavior
23 school?

24 A Ashtabula, Ohio on State Road.

25 Q Is that the school that you dropped out

1 of?

2 A Last attended, yeah.

3 Q Were you born and raised in Ashtabula?

4 A Yes, sir.

5 Q Apart from this case, have you been a
6 plaintiff or a defendant in any civil case?

7 A Nope.

8 Q Can you tell me whether or not you've
9 been convicted of one or more crimes of
10 dishonesty in the last 10 years?

11 A Yes. I was convicted of a petty theft
12 in 2012 or 2013.

13 Q In what court?

14 A Niles, and then out of Cortland, they
15 had me for attempting to obstruct justice.

16 Q That was a Cortland court?

17 A Yeah. And through Ashtabula County, I
18 have attempting to receive stolen property.

19 Q I'm sorry?

20 A Ashtabula County, I have attempting to
21 receive stolen property of a lawn mower I
22 bought. It was stolen I guess. I don't
23 know.

24 Q And were you found guilty of each of
25 those offenses?

1 A I pled guilty, yes.

2 Q Any other crimes of dishonesty?

3 A No.

4 Q So were you convicted -- you were
5 convicted of attempted -- strike that.

6 Were you convicted of the charge of
7 complicity?

8 A Complicity to?

9 Q To stolen property in 2012?

10 A Yeah.

11 Q And that was in Trumbull County?

12 A That was in Ashtabula County.

13 Q That's right. Judge Mackey is in
14 Ashtabula County. You're absolutely right.

15 Forgive me. Or was.

16 And why was an arrest warrant issued
17 for your arrest?

18 A When?

19 Q In Ashtabula County.

20 A Just recently?

21 Q No. In 2013.

22 A Because I didn't go to probation or
23 something. I really don't recall.

24 Q Any other convictions of crimes of
25 dishonesty?

1 A Not that I can...

2 Q How about drug convictions?

3 A No.

4 Q Weren't you convicted of possession of
5 drugs, a felony, in -- no, you weren't.

6 Strike that. I'm sorry. Forgive me.

7 Have you been hospitalized in the last
8 10 years other than for the birth of your
9 child?

10 A Yes.

11 Q And for your finger?

12 A Yes, for my jaw. I broke my jaw in a
13 dirt bike accident when I was 15.

14 Q How old are you now?

15 A 23.

16 Q Where were you hospitalized?

17 A ACMC.

18 Q For how long?

19 A A day until they could get me in for
20 emergency surgery.

21 Q Any other hospitalizations?

22 A A couple of psychiatric times. I was
23 in Belmont Pines on multiple occasions and
24 Laurelwood and ACMC.

25 Q Were you also removed from your

1 family's home?

2 A Mm-hmm.

3 Q Yes?

4 A Yes.

5 Q You were placed in foster care?

6 A Yes. I was adopted when I was 6.

7 Q The hospitalizations in Laurelwood and,

8 I'm sorry, what was the other one?

9 A Belmont Pines.

10 Q Was that as a juvenile?

11 A Mm-hmm.

12 Q Yes?

13 A Yes.

14 Q Any other hospitalizations as an adult?

15 A MetroHealth.

16 Q That was for the MOMS program?

17 A Yep.

18 Q Were you actually an inpatient there?

19 A Yes.

20 Q For how long?

21 A Three days.

22 Q Are you still on that program?

23 A Huh-uh.

24 Q Why not?

25 A Because I took myself out of it.

1 Q Why?

2 A Because I told them I didn't want to be
3 on anything and they put me on methadone, so
4 I detoxed off the methadone and haven't done
5 anything or wanted to be on anything.

6 Q Have you described for me all of your
7 hospitalizations in the last 10 years?

8 A As far as I can remember.

9 Q How about the name of the physicians,
10 can you tell me the names of the physicians
11 with whom you've treated?

12 A I know Dr. Ajit was one of them.

13 Q Spell his name.

14 A A-J-I-T, if I'm correct. Ajit.

15 Q What did you treat with him for?

16 A Psychiatric. He was my psychiatrist.

17 Q As an adult or juvenile?

18 A As a juvenile, 16 and 17. And Dr.

19 Devulapalli I think his name is from Belmont
20 Pines.

21 Q Did you treat with Dr. LaBash of the
22 Community Counseling Center?

23 A Yes.

24 Q Was that between 2009 and 2016?

25 A Yes.

1 Q Okay. Are you still treating with him?

2 A No.

3 Q When's the last time you treated with
4 Dr. LaBash?

5 A It's been a few months.

6 Q Okay. Did you stop going to him --

7 A Yeah.

8 Q -- voluntarily?

9 A Yes.

10 Q Why?

11 A Because, like I said, I didn't want
12 anything and then when I went to go to the
13 hospital to detox from the Subutex, they put
14 me straight on to methadone.

15 Q So was Dr. LaBash somehow involved in
16 the MOMS program at Metro?

17 A No.

18 Q So I guess it's unclear to me, then,
19 why you would have stopped treating with Dr.
20 LaBash. Did he also want to put you on some
21 sort of --

22 A He had me on Subutex, which made me
23 feel like I was high, and I didn't want it
24 and I didn't want to feel like that.

25 Q And did you tell him that?

1 A Yeah.

2 Q And what did he say?

3 A He recommended me not doing it,

4 recommended me not discontinuing the

5 Subutex.

6 Q But you did anyway?

7 A But I did anyways.

8 Q Did you report that you had had severe

9 opiate dependence for the last six or seven

10 years?

11 A Mm-hmm.

12 Q Yes?

13 A Yes.

14 Q Do you know what your diagnosis was

15 from Dr. LaBash?

16 A Opioid dependency.

17 Q Anything else?

18 A Hepatitis positive. Hepatitis C

19 positive.

20 Q Anything else?

21 A That's all I can --

22 Q Were you diagnosed as suffering from

23 severe opioid use disorder?

24 A Yes.

25 Q Severe cannabis use disorder?

1 A I wouldn't say severe, but, yes.

2 Q I'm just reading what's written here.

3 Were you diagnosed as suffering from
4 posttraumatic stress disorder?

5 A Yes.

6 Q Including posttraumatic stress disorder
7 for children six years and younger?

8 A Yes.

9 Q And do you know why you were diagnosed
10 with that condition?

11 A My dad was a raging alcoholic and he
12 used to beat my mom.

13 Q Were you diagnosed at any time as
14 bipolar?

15 A Yes.

16 Q Also suffering from major depressive
17 disorder?

18 A Yes.

19 Q With panic attacks?

20 A Yes.

21 Q And these are all conditions that you
22 were diagnosed as suffering from before
23 2014, aren't they?

24 A Yes.

25 Q And if I understand your testimony, Dr.

1 LaBash put you on a course of treatment
2 which you took yourself off?

3 A Yes.

4 Q And you also enrolled in the MOMS
5 program. That's a program for moms --

6 A With opiate dependency.

7 Q With opiate dependency and you took
8 yourself out of that program as well?

9 A Mm-hmm.

10 Q Yes?

11 A Yes.

12 Q Did you counsel with Kelly Butler?

13 A From Community Counseling?

14 Q I can't tell if she was at Community
15 Counseling or at Metro.

16 A I think she might have been at
17 Community Counseling.

18 Q So did you counsel with her?

19 A Once or twice, yes.

20 Q That's all?

21 A Yeah.

22 Q Following your discharge from the
23 Trumbull County Jail in 2014, did you
24 receive any treatment or counseling for
25 whatever problems you felt like you had?

1 A I tried going for it, but they kept
2 trying to push me on to the Vivitrol shot
3 instead of giving me the actual psychiatric
4 help that I needed, because if they asked me
5 if I was a drug addict, I'm going to tell
6 you the truth, and they just kept pushing
7 the subject and I ended up relapsing after
8 that.

9 Q Okay. So the answer to my question,
10 did you receive any --

11 A No.

12 Q -- any counseling -- I'm sorry. You
13 have to let me finish asking the question.

14 A I'm sorry.

15 Q Did you receive any counseling for any
16 condition which you claim was caused by your
17 incarceration at the Trumbull County
18 detention facility or made worse by your
19 incarceration at the Trumbull County
20 detention facility in 2014?

21 A No.

22 Q No counseling in 2015, '16 or '17,
23 correct?

24 A No.

25 Q No, it's not correct?

1 A No, it is correct.

2 Q Thank you. Did you report that you
3 were the subject of domestic violence at
4 home when you were living with your mother
5 and father?

6 A Did I report it?

7 Q Yes.

8 A No. It was reported by other people.

9 Q I see. Do you also have a history of
10 self-mutilation?

11 A Yes.

12 Q Cutting your wrists?

13 A My legs.

14 Q Were you admitted to the hospital in
15 July of 2016 with symptoms of heroin
16 withdrawal and leukocytosis?

17 A Yes.

18 Q And how long were you hospitalized
19 then?

20 A Three days, I think. Maybe two and a
21 half, three days.

22 Q According to my notes, it says that
23 your physical exam was limited due to your
24 lack of compliance. What does that mean?

25 A I have no idea.

1 Q Well, did you cooperate with the
2 medical professionals?

3 A I --

4 Q You don't remember?

5 A No, I really don't.

6 Q Were you at any time ever involuntarily
7 committed to the hospital?

8 A Involuntarily?

9 Q Yes.

10 A No.

11 Q Were you aware that your mother
12 requested an involuntary commitment?

13 A Oh, yeah. That was in July?

14 Q Yes, of 2016?

15 A Yeah, but I went willingly.

16 Q Oh, so you agreed to go?

17 A Yeah. She just made it to where I
18 couldn't sign myself out.

19 Q Is that as a consequence of your
20 relapse?

21 A Yes.

22 Q When did you relapse?

23 A 2015 when I was working at Lake Effectz
24 in Madison.

25 Q What were you doing there?

1 A Bartending. Not the best environment.

2 Q So you relapsed for more than a year,
3 started using again?

4 A No. I stopped and then I started
5 again, but that was when I first relapsed
6 was at Lake Effectz.

7 Q Are you continuing to treat with Lake
8 Obstetrics?

9 A Lake County?

10 Q For your OB?

11 A No. I have to transfer back to
12 Ashtabula County.

13 Q Are you currently receiving any
14 counseling at all?

15 A No.

16 Q And the last time you received
17 counseling was before you went to jail in
18 2014?

19 A Yeah.

20 Q Did you ever follow the advice you got
21 in July of last year to enter a 12-step
22 program as the advice you received at ACMC?

23 A Yeah. I was in IOP when I was seeing
24 Dr. LaBash.

25 Q Did you also use and abuse amphetamines

1 as well?

2 A Yes, at one point.

3 Q Would that have been in 2016?

4 A Possibly.

5 Q Do you recall that I served you with a
6 series of written questions that you were to
7 answer under oath --

8 A Yes.

9 Q -- called interrogatories? And did you
10 actually provide answers to those questions?

11 A Yes.

12 Q I've got some follow-ups that I'd like
13 to ask you about.

14 I asked you to state the last name --
15 the name, last known address and telephone
16 number of every person who has knowledge
17 concerning the allegations in the lawsuit
18 that you filed, and that was Interrogatory
19 Number 3.

20 The names Kevin Rafferty and Ernie
21 Sherman appear on this list. Kevin is
22 Michele's father?

23 A Yes.

24 Q And Ernie is your father?

25 A Yes.

1 Q Am I correct in assuming that your
2 father knows nothing about this apart from
3 what you've told him?

4 A No. Actually Detective Stewart
5 contacted my dad to get ahold of me about it
6 when they brought me in for questioning the
7 first time.

8 Q Because you had already been released?

9 A Yes.

10 Q All right. And does your dad have any
11 personal knowledge of what went on, or just
12 what other people told him?

13 A He knows a little bit on both ends.

14 Q Well, how would he have personal
15 knowledge of what happened while you were in
16 --

17 A Well, through me.

18 Q From you?

19 A Yes.

20 Q But of his own knowledge, he doesn't?

21 A No.

22 Q I see you have some notes before you.
23 What are those?

24 A Oh, just the things that you were
25 asking Michele, the last 10 years of the

1 places or hospitalizations.

2 Q May I see your notes, please? Let your
3 lawyer see it first.

4 MR. RASKIN: Thank you.

5 BY MR. RASKIN:

6 Q There are some notations on this yellow
7 sheet of paper you've handed me that says
8 Abilify, Geodon, Adderall, Vyvanse, Seroquel
9 and Zoloft. Are those medications that
10 you're currently taking?

11 A No. Those are past medications.

12 Q Are you on any medication today at all?

13 A No.

14 Q Before coming here today, did you and
15 Michele talk about your testimony?

16 A No.

17 Q Who is Keith James --

18 A That's my kid's dad.

19 Q Who's Arthur Karieski, K-A-R-I-E --

20 A Keith James Arthur Karieski.

21 Q I'm sorry?

22 A Keith James Arthur Karieski is my kid's
23 dad.

24 Q Oh, that's all one name?

25 A Yes.

1 Q Keith James Arthur Kanieski. Okay.

2 Thank you.

3 A And then Thomas is my boyfriend.

4 Q And is he the father of your child?

5 A No. Keith is.

6 Q I see. Looks like you were writing
7 notes back and forth. Who were you writing
8 them to?

9 A My lawyer.

10 MR. RASKIN: I apologize.

11 MS. KOVOOR: That's all
12 right.

13 MR. LAMBROS: No, I watched
14 her during the testimony of
15 Michele. She was taking notes like
16 you and I and Sarah take notes,
17 Todd.

18 We ought to get away from the
19 implications of somebody holding a
20 note.

21 MR. RASKIN: No
22 implications.

23 BY MR. RASKIN:

24 Q Have you treated with or met Dr. Robert
25 Gordon?

1 A I don't recall.

2 Q Have you ever gone to Texas to be
3 evaluated by a psychologist?

4 A No.

5 Q While you were in the Trumbull County
6 detention facility, did you counsel with
7 anyone from Coleman?

8 A Honestly, I don't remember.

9 Q You know what Coleman is?

10 A Yeah.

11 Q What is it?

12 A It's their, like, signature, I don't
13 know, counseling place or -- I don't know.

14 Q It's for mental health counseling?

15 A Yes.

16 Q So while you were in the Trumbull
17 County detention facility in 2014, you
18 didn't, as far as you can recall, counsel
19 with anyone from Coleman?

20 A Yeah, I don't remember.

21 Q You were only in the Trumbull County
22 detention facility once; is that right?

23 A Twice altogether.

24 Q When was the other?

25 A In 2011 maybe or 2012 when they first,

1 like, arrested me for the charge of
2 attempting to obstruct justice. I went
3 there for a whole day and had to bond out,
4 and then went back in 2013.

5 Q And you were in for about six months?

6 A Yes. Got there in November, left April
7 30th.

8 Q And have you been in jail anyplace else
9 since then?

10 A No, not since I got out.

11 Q Have you spoken to any of the other
12 women who were in your pod about this case
13 since you've been discharged?

14 A No.

15 Q I asked you a question in Interrogatory
16 Number 14 to specify in detail the damages
17 you claim to have sustained as a result of
18 the allegations contained in your Complaint,
19 and your response was "Emotional and
20 psychological damage, emotional distress,
21 anxiety, PTSD, nightmares, panic attacks
22 which have increased in intensity and have
23 not subsided." Did I read your answer
24 accurately?

25 A Yes.

1 Q It is true, is it not, that no
2 psychologist, psychiatrist or behavioral
3 health professional has diagnosed you as
4 suffering from any mental health condition
5 which has gotten worse since your discharge
6 from Trumbull County Jail, correct?

7 A Correct.

8 Q Thank you. And each one of the
9 conditions that you described for me in
10 response to Interrogatory Number 14 you had
11 well before you ever got into Trumbull
12 County Jail, didn't you?

13 A Correct, but it didn't help matters at
14 all.

15 Q Did you at any time -- well, strike
16 that.

17 You heard the questions I asked Ms.
18 Rafferty concerning the kite system --

19 A Yes.

20 Q -- in Trumbull County?

21 A Yes.

22 Q And you would agree it's a three-part
23 form?

24 A Honestly, I've never seen one before.

25 Q Well, I guess that answers the next

1 series of questions I had.

2 So am I correct in assuming that you
3 never wrote a kite for the purposes of
4 alerting jail administration?

5 A No.

6 Q Specifically Sheriff Altieri or
7 Lieutenant Shay about the conduct which you
8 complain about in this lawsuit?

9 A No, I never got a chance to get a kite
10 in my possession.

11 Q Well, did you ever ask for one?

12 A I asked Nobbs if I could talk to her
13 about it and she was supposed to come and
14 talk to me and never came and talked to me.

15 Q Who's --

16 A Nobbs? She's a corrections officer.

17 Q Okay. Did you request a kite from
18 Corrections Officer Nobbs?

19 A A kite and for her to come and talk to
20 me about it and she never came back, so I
21 just let it go.

22 Q Is Nobbs N-O-B-S?

23 A N-O-B-B-S, I believe.

24 Q When did you request a kite from
25 Corrections Officer Nobbs?

1 A About maybe 60 days prior to my
2 release.

3 Q Do you know that or are you guessing?

4 A I'm estimating.

5 Q Okay. So, let's see, you were released

6 --

7 A April 30th.

8 Q I'm sorry?

9 A April 30th I was released.

10 Q And so you think sometime --

11 A Anywhere from a month or two months
12 before.

13 Q So you think about 60 days before,
14 which would have been the end of February?

15 A Possibly, yes.

16 Q So is it your testimony that Mr.
17 Drennen had engaged in one or more
18 inappropriate acts with you in February of
19 2014?

20 A Yes.

21 Q Are you guessing or are you --

22 A No, I'm saying yes.

23 Q When in February?

24 A I couldn't tell you when.

25 Q What makes you confident that it was

1 February?

2 A Because it slowed down more towards the
3 end of my stay. He was sexually
4 misconducting.

5 Q I understand, but how is it that it
6 wasn't in March? I'm just trying to
7 understand what your thinking is when you
8 say that you made this request in February
9 as opposed to March or January?

10 A Because I'm almost certain it was
11 almost two months. It could have been less
12 than two months, but it was definitely close
13 to the end of my stay.

14 Q So sometime close to the end of your
15 stay. Was Corrections Officer Nobbs doing
16 rounds?

17 A She was supposed to come back after her
18 rounds and she never did.

19 Q No, I understand. But when you
20 approached her initially, was she doing
21 rounds?

22 A Yes.

23 Q And what did you tell her?

24 A I said, "I need to talk to you about a
25 situation and I would like to have a kite,"

1 and she never came back.

2 Q So you didn't report to Corrections
3 Officer Nobbs that former CO Drennen was
4 acting in a sexually inappropriate way with
5 you, did you?

6 A No, because I wasn't going to say it
7 out loud in front of everybody.

8 Q But the answer to my question is no,
9 you didn't report that, correct?

10 A Yes.

11 Q And you never reported that to
12 Lieutenant Shay or Sheriff Altieri either,
13 did you?

14 A Nope. I just gave up after that.

15 Q You didn't report the conduct of former
16 Corrections Officer Drennen to any member of
17 jail administration at any time during your
18 incarceration in Trumbull County, did you?

19 A Nope.

20 Q Did you ever see Corrections Officer
21 Nobbs again in your pod after the day you
22 asked her to come back and talk to you?

23 A Yes, but I just -- like I said, I let
24 it go.

25 Q So you never re-engaged her with a

1 request for a kite or with information
2 concerning the treatment you were receiving
3 from Corrections Officer Drennen, correct?

4 A No.

5 Q Does "no" mean you didn't do that?

6 A No, it means like -- that --

7 Q Let me strike that and I'll ask it
8 again.

9 Did you see Corrections Officer Nobbs
10 after the day on which you asked her to come
11 talk to you?

12 A Yes.

13 Q And on those subsequent occasions when
14 you saw Corrections Officer Nobbs, did you
15 request a kite to report former Officer
16 Drennen's conduct?

17 A No.

18 Q Did you tell her about former Officer
19 Drennen's conduct?

20 A No.

21 Q Okay. You heard Ms. Rafferty describe
22 that she believed that you had engaged --
23 well, strike that.

24 You heard Ms. Rafferty describe that on
25 three to four occasions during the time the

1 two of you were housed together, you bared
2 your breasts to former Corrections Officer
3 Drennen?

4 A Yes, upon his request.

5 Q And do you agree that that happened
6 three to four times?

7 A Yes.

8 Q And you heard Ms. Rafferty testify that
9 on one or two occasions, you masturbated --

10 A Yes.

11 Q -- for former Corrections Officer
12 Drennen? Do you agree that that's the
13 frequency and time when that occurred?

14 A Yes.

15 Q So over a 60-day period of time, there
16 were four to five encounters with yourself
17 and former Corrections Officer Drennen where
18 you either exposed a part of your body to
19 him or masturbated at his request?

20 A Yes, because he asked for it.

21 Q And on none of those occasions, either
22 before or after, did you report that conduct
23 to anyone in jail administration at all,
24 correct?

25 A Yes.

1 Q You also heard Ms. Rafferty testify
2 that when she asked you why you were doing
3 that, you said that you -- she attributed to
4 you the statement that you enjoyed the
5 attention that you were getting. Is that
6 true?

7 A Yes.

8 Q And that's why you didn't report him,
9 right, because you enjoyed it?

10 A Right, and he was also intimidating to
11 me.

12 Q But the fact that you enjoyed the
13 attention you were getting from him is why
14 you didn't report him, at least in part,
15 right?

16 A Partially, yes.

17 Q Now, you say that former Corrections
18 Officer Drennen intimidated you?

19 A He was -- yes.

20 Q Did he threaten you in any way?

21 A No. He just came across as
22 intimidating to me.

23 Q By words that he used?

24 A His appearance.

25 Q His physical appearance?

1 A Yes.

2 Q So he didn't verbally threaten you in
3 any way?

4 A Never to me.

5 Q And former Corrections Officer Drennen
6 didn't touch you inappropriately at any
7 time, did he?

8 A No.

9 Q Of your own personal knowledge, you
10 don't know what training former Corrections
11 Officer Drennen had in corrections?

12 A No, I do not.

13 Q You were diagnosed as suffering from
14 bipolar disorder in 2009; were you not?

15 A Yes.

16 Q Were you homeless in October of 2016?

17 A No, but yes.

18 Q Okay. By that, do you mean you were
19 living with a friend, but you had no place

20 --

21 A I was living with my mom, but it wasn't
22 supposed to be known at the time.

23 Q Okay. What do you mean by that?

24 A Her landlord only approved for her and
25 her husband to live there and I was staying

1 there without her landlord knowing.

2 Q Well, why would you have lied to the
3 Community Counseling Center of Ashtabula
4 about your living arrangements?

5 A I never lied to him. When he picked me
6 up from my mom's work, when he said that I
7 was sleeping in her car, I was sleeping in
8 her car because I went to work with her that
9 day.

10 Q When who picked you up?

11 A Dave from Community Counseling.

12 Q According to the records that I've
13 reviewed, it indicates in October you were
14 homeless and living with a friend. Is that
15 not true?

16 A My mom being the friend.

17 Q I see.

18 A Yeah.

19 Q And you lied about that because you
20 thought that would violate your mother's
21 lease?

22 A It would have violated her lease
23 because of who her landlord is.

24 Q Who's her landlord?

25 A Tony. I don't know his last name. I

1 just know his name is Tony. He owns the old
2 Guerriero's Funeral Home in Ashtabula, Ohio.

3 Q Did you report to the counselor, Kelly
4 Butler, at the Community Counseling Center
5 of Ashtabula that you were hospitalized
6 numerous times for self-harm behavior?

7 A Yeah.

8 Q You were hospitalized at Laurelwood at
9 age 17?

10 A Yes.

11 Q You were also diagnosed in 2016 -- I'm
12 sorry, you were also diagnosed in 2000 --
13 well, when you were at Laurelwood with
14 severe major depressive disorder?

15 A Mm-hmm.

16 Q Yes?

17 A Yes.

18 Q And also with posttraumatic stress
19 disorder, correct?

20 A Yes.

21 Q Were you continuing to use opiates
22 during your pregnancy?

23 A No, I wasn't continuing. I had gotten
24 off of opiates when I was almost four and a
25 half months pregnant.

1 Q So at 12 weeks pregnant, you were using
2 opiates?

3 A Yes.

4 Q And you reported that to Ashtabula
5 Community Counseling Center, didn't you?

6 A Yes, and that's when they helped me get
7 into the MOMS program.

8 Q Which you then dropped out of?

9 A Yes.

10 Q Did you enter a level 1B intensive
11 outpatient treatment program through
12 Ashtabula County Community Counseling Center
13 as they suggested?

14 A IOP? Is that what they consider IOP?

15 Q I don't know what that -- I don't see
16 anything written like that. It says a 1B
17 intensive -- yeah, I guess IOT could be
18 slang for that.

19 A Yes.

20 Q Did you enter that program?

21 A Yes.

22 Q Are you still in it?

23 A No.

24 Q And the reason?

25 A Because I got off of the Subutex.

1 Q So that program required you to be on
2 Subutex?

3 A Yes.

4 Q So am I correct in understanding that
5 the program you entered into in order to
6 protect your baby, the MOPS program, you
7 voluntarily left?

8 A Yes, because I didn't want to see my
9 child detox.

10 Q And the program for your own physical
11 and emotional well-being that Ashtabula
12 County Counseling Center recommended, what
13 you referred to as the IOT program, you also
14 left?

15 A Yes.

16 Q Were you admitted as an inpatient to
17 detox from heroin in July of 2016 --

18 A Yes.

19 Q -- at Ashtabula County Medical
20 Center? When you went to the Ashtabula
21 County Medical Center and the Ashtabula
22 Counseling Center, you were asked to give a
23 history of why you were there, weren't you?

24 A When I went in 2016?

25 Q Yes.

1 A I believe so.

2 Q Okay. And when you were at the
3 Ashtabula County Counseling Center in 2016

4 --

5 A Mm-hmm.

6 Q -- you didn't make any mention of
7 anything that happened while you were in the
8 Trumbull County Jail as any of your
9 complaints at all, did you?

10 A No.

11 Q When you were at the Ashtabula County
12 Medical Center, your chief complaints were
13 drug problems and depression, weren't they?

14 A Yeah.

15 Q No mention of Corrections Officer
16 Drennen, anything that happened to you while
17 you were in the Trumbull County detention
18 facility, right?

19 A No.

20 Q And when you were taken to the MOMS
21 program at Metro, once again, no mention at
22 all in any of your complaints about what
23 happened when you were incarcerated,
24 correct?

25 A No, because I learned how to block

1 things out.

2 Q The fact of the matter is you were
3 asked what problems you were suffering from
4 and that wasn't one of the problems you
5 described, was it?

6 A No.

7 Q You don't have any facts to share with
8 me, do you, that Sheriff Altieri knew
9 anything about what you claim Corrections
10 Officer Drennen was doing to you, correct?

11 A No, because when I left, I left
12 everything at the door. I didn't want to
13 take it home.

14 Q And likewise, you have no facts to
15 share with me that Lieutenant Shay knew
16 anything about what Corrections Officer
17 Drennen, you claim, was doing to you,
18 correct?

19 A Correct. I didn't even know what he
20 was for.

21 Q And you don't have any facts to share
22 with me one way or another concerning the
23 training that former Corrections Officer
24 Drennen had as a corrections officer or law
25 enforcement officer, do you?

1 A Can you --

2 Q Repeat that?

3 A Yes.

4 Q You don't know what training former
5 Corrections Officer Drennen had as a
6 corrections officer or a law enforcement
7 officer, do you?

8 A No.

9 Q And you also don't know what
10 supervision he received as a corrections
11 officer at Trumbull County, do you?

12 A No.

13 Q Did Corrections Officer Drennen make
14 any promises to you about what he would do
15 for you if you engaged in the conduct he
16 asked you to engage in?

17 A No.

18 Q You were never strip-searched in the
19 Trumbull County detention facility, were
20 you?

21 A No, but he did ask me to remove
22 articles of clothing.

23 Q Right. But he never strip-searched
24 you, did he?

25 A No.

1 Q Did you ever say to Drennen, "No, I'm
2 not going to do" --

3 MR. LAMBROS: I didn't
4 understand that last question.

5 MR. RASKIN: She said no.

6 MR. LAMBROS: No, I
7 understand what she said, but it's
8 the manner in which you're forming
9 the question. She was stripped.

10 MR. RASKIN: I said
11 strip-searched.

12 MR. LAMBROS: What's the
13 difference? The search -- a search
14 is looking, seeing, and the object
15 of take your clothes off is so that
16 individual can look and search.

17 So what you're doing, you're
18 getting into legal discussions and
19 putting a question to her that isn't
20 appropriate.

21 MR. RASKIN: Thank you.

22 MR. LAMBROS: Thank you for
23 recognizing it.

24 BY MR. RASKIN:

25 Q Did you ever tell former Corrections

1 Officer Drennen that you would not remove
2 whatever article of clothing or articles of
3 clothing he asked you to remove?

4 A No, because I was intimidated by him.

5 Q Did he threaten you if you didn't do as
6 he asked?

7 A No, but I didn't know what to expect if
8 not.

9 Q And to be clear, former Corrections
10 Officer Drennen never touched you at all; is
11 that correct?

12 A Not physically, no.

13 Q Of your own personal knowledge, you
14 are unaware of any similar conduct by former
15 Corrections Officer Drennen towards any
16 other female inmates, are you?

17 A Can you repeat the --

18 Q Of your own personal knowledge, are you
19 aware of any similar conduct former
20 Corrections Officer Drennen engaged in with
21 any other females?

22 A Like other females as he did to me?

23 Q Yes.

24 A Yes.

25 Q Who?

1 A Jessica Friend.

2 Q Did you observe that?

3 A No. I've heard her talk about it.

4 Q Okay. So that's what I meant when I
5 said of your own personal knowledge.

6 So did you actually observe former
7 Corrections Officer Drennen engage in
8 similar conduct with Jessica Friend or any
9 other female inmate?

10 A No, but I did witness Jessica -- Lean?

11 Q Jessica Dean?

12 A I think that was her name. She was the
13 girl that used to make thongs out of the
14 paper underwear. I'm pretty sure that's her
15 name. I'm not a hundred percent sure.

16 Q That's not a name that --

17 MS. KOVOOR: It was
18 Jessica Dean.

19 BY MR. RASKIN:

20 Q Were you in the same pod?

21 A Yes. I was on the boat on the floor at
22 that time because I got removed out of
23 Trustee Pod.

24 Q I see. And do you know whether or not
25 Jessica Dean ever reported that?

1 A No, I do not know.

2 Q And what did you see specifically that
3 Jessica Dean did?

4 A She would dance in front of her door
5 when he would walk through and he would stop
6 and stand there for a moment.

7 Q Did you ever hear former Corrections
8 Officer Drennen ask her to do that?

9 A No.

10 Q Okay. So let me make sure that I
11 understand. You're saying that the facility
12 was overcrowded, so were you sleeping on a
13 mat?

14 A On a boat, yeah, the plastic beds they
15 have.

16 Q Yeah, and that's in the day room?

17 A Yes.

18 Q So you were in a position to observe --

19 A Everything.

20 Q -- what Jessica Dean did and where
21 former Corrections Officer Drennen was at
22 the time?

23 A Mm-hmm, yes.

24 Q And did you report that to jail
25 administration?

1 A No.

2 Q Did you keep any type of a diary or any
3 writing at all to record what happened and
4 when?

5 A No, I shouldn't have had to because
6 there's a lot of cameras in the building.

7 Q My question is did you?

8 A No.

9 Q Was it your impression that the cameras
10 were recording what you were doing?

11 A They record everything.

12 Q So it's your understanding that the
13 cameras record every square inch of the
14 detention facility?

15 A Yes, as far as I know.

16 Q Okay. Do the cameras move or are they
17 fixed?

18 A I don't know if they move or not.

19 Q Well, weren't you in a pod?

20 A Yes, but there's black over the camera,
21 like tinted over the camera so you can't see
22 the camera personally, but it can see you.

23 Q Well, I was just in the pod that you
24 were housed in and the camera was fixed in
25 the corner --

1 A Yes.

2 Q -- right up by the ceiling in the wall.

3 A Yes.

4 Q So you can see where the camera was,
5 right?

6 A Right, but you can't see the actual
7 camera itself, but it sees you.

8 Q You knew where it was?

9 A Yes.

10 Q And you could see that it didn't move,
11 couldn't you?

12 A I never paid attention to the cameras.

13 Q Never paid attention. Okay. Fair
14 enough.

15 Did former Corrections Officer Drennen
16 ever say to you that he had been
17 investigated at any time prior to your
18 incarceration for similar conduct?

19 A No.

20 Q You have to take your hand away --

21 A No.

22 Q -- from your mouth, please. Okay.

23 Thank you. Just so Angie can hear you and
24 so an old guy like I can hear you.

25 So Drennen never told you that; is that

1 right?

2 A Yes.

3 Q And you don't have any facts to share
4 with me that Drennen was ever accused of
5 such a thing at any time prior to your
6 incarceration, do you?

7 A As far as my knowledge, no.

8 Q So you were already discharged from
9 the Trumbull County detention facility when
10 the subject of former Corrections Officer
11 Drennen's alleged conduct came to light; is
12 that right?

13 A Yes.

14 Q And is that why Major Stewart reached
15 out to your dad, in an effort to find out
16 where he could reach you or how he could
17 reach you?

18 A Yes.

19 Q And did your father have that
20 information?

21 A Yes. I was living with my father at
22 the time.

23 Q And so did you speak with Major
24 Stewart?

25 A My father drove me from Jefferson, Ohio

1 to the Trumbull County Jail for questioning.

2 Q Did you give a written statement?

3 A No. It was audio.

4 Q Okay. So Major Stewart told you he was
5 going to record the questions he asked and
6 the answers you gave?

7 A Yes, but he never really explained to
8 me why I was there and it was really awkward
9 talking to a man my dad's age about the
10 things that happened.

11 Q Well, what did Major Stewart tell you
12 the reason was for his wanting to interview
13 you?

14 A Allegations against Drennen.

15 Q What allegations?

16 A Sexual miscon -- the sexual whatever
17 you guys say.

18 Q Well, you tell me in your own words.
19 You're testifying.

20 A Sexual misconduct.

21 Q Okay. So when you say it was really
22 awkward, was it awkward because you had to
23 answer his questions or you were asked to
24 answer his questions and he was a man who
25 was the age of your dad?

1 A Yes.

2 Q Was your dad in the room at the time
3 that you and Major Stewart talked?

4 A No.

5 Q Was anybody else in the room other than
6 you and Major Stewart?

7 A No.

8 Q Did Major Stewart tell you what the
9 allegations were against Corrections Officer
10 Drennen?

11 A Yes, and then he went into detail with
12 questionings and then I just didn't want to
13 deal with it.

14 Q So what allegations specifically did
15 Major Stewart tell you had been brought
16 against former Corrections Officer Drennen?

17 A About me and his whatever. When he
18 would come in, receive notes from me, I
19 would show him my breasts when he would ask
20 me to, I would take articles of clothing off
21 when he asked me to, but I denied it all in
22 the recording because I didn't want to deal
23 with it.

24 Q So when Major Stewart asked you whether
25 or not these things were true, you said they

1 were not?

2 A Yes, because I did not want to deal
3 with it.

4 Q So you lied to Major Stewart?

5 A Yes.

6 Q In fact, you denied that any of the
7 things that Michele Rafferty said you did
8 actually happened, didn't you?

9 A Yes, because I didn't want to deal with
10 it. I didn't want to be publicly humiliated
11 or anything.

12 Q Well, you were in a private room with a
13 law enforcement officer; were you not?

14 A Right, but eventually it is now in the
15 paper, correct? So, like, that's publicly
16 exploit, and that's what I didn't want to
17 have happen. But now for justice, sure, go
18 for it.

19 Q So it's okay for it to be public now,
20 but not okay for --

21 A It wasn't --

22 Q You have to let me ask my question,
23 please.

24 So it's okay for it to be public now,
25 but not okay for you to honestly say what

1 happened when you were in a private room
2 with a law enforcement officer; is that your
3 testimony?

4 A I was in the room with a grown man my
5 dad's age. It made it very awkward, so I
6 didn't want to talk about it.

7 Q Did you ask Major Stewart if he would
8 make arrangements to have a female
9 corrections officer interview you instead of
10 him?

11 A No, because, like I said, I didn't want
12 to relive it. I didn't want to have to be
13 there again.

14 Q Did you tell Major Stewart that you
15 were uncomfortable with the questions he was
16 asking you?

17 A No, because I was unprepared for any of
18 that.

19 Q And you know the difference between
20 telling the truth and lying, right?

21 A Yes.

22 Q And so you knew at the time that Major
23 Stewart was asking you the questions that he
24 was asking that you were intentionally being
25 dishonest with him, correct?

1 A Correct, because I didn't want to deal
2 with it.

3 MR. LAMBROS: I think
4 there's a difference between
5 dishonest and the circumstances
6 under which Kathy (sic) had to
7 confront an officer.

8 Here's a young girl, bipolar,
9 posttraumatic stress syndrome. This
10 girl was not well, and she's going
11 to not understand the circumstances
12 under which she would be interviewed
13 at that time.

14 Dishonest? No, not
15 necessarily dishonest. She wasn't.
16 It was she was not admitting to what
17 he was asking, but that wasn't under
18 all these circumstances dishonest.

19 For that reason, I would
20 think the question is inappropriate
21 with respect to whether or not she
22 was being dishonest.

23 BY MR. RASKIN:

24 Q You never complained about former
25 Corrections Officer Drennen's unwanted

1 sexual conduct to either Sheriff Altieri or
2 Lieutenant -- I just lost his name -- Eric
3 Shay, did you?

4 A No.

5 Q Let me get that question out again so
6 that it doesn't include my --

7 MS. KOVOOR: Is somebody
8 knocking on the door?

9 MR. RASKIN: Off the
10 record.

11 - - -

12 (Discussion had off the record.)

13 - - -

14 BY MR. RASKIN:

15 Q So one more time. You never reported
16 the inappropriate conduct which you allege
17 former Corrections Officer Drennen engaged
18 in with you to either Sheriff Altieri or to
19 Lieutenant Eric Shay, correct?

20 A Correct.

21 Q And, in fact, when you were questioned
22 about it by Major Stewart, you denied it
23 ever happened, correct?

24 A Correct.

25 Q Thank you. Did former Corrections

1 Officer Drennen ever threaten you with
2 anything if you didn't do as he asked?

3 A No, it never got to that point because
4 I didn't know what to expect if I didn't do
5 it.

6 Q I understand that. I'm not saying --
7 I'm not asking you if you ever resisted.
8 I'm saying did he ever say --

9 A No.

10 Q -- threatening words to you, If you
11 don't do as I ask, then this or that or the
12 other thing will happen?

13 A No.

14 MR. LAMBROS: Isn't every
15 request by a corrections officer an
16 order, violation of an order
17 comprised of punishment?

18 BY MR. RASKIN:

19 Q Do you know when you were contacted to
20 meet with -- well, strike that.

21 Do you know when Ms. Rafferty made her
22 complaint to jail administration? I know
23 you had been released, but have you
24 subsequently learned when that was or what
25 the timeline was?

1 A Sometime in May, I know that.

2 Q When were you called in?

3 A At least maybe almost a week after I
4 was out.

5 Q So it would have been sometime during
6 the first week of May?

7 A Yeah.

8 Q Okay. I may have asked you this
9 question. If I did, I apologize.

10 Have you spoken to any of the other
11 women who were in the pod with you during
12 the time that you claim Drennen engaged in
13 this conduct --

14 A No.

15 Q -- about what they saw or said in the
16 form of statements?

17 A No, I haven't.

18 Q Okay. Tell me how your life has been
19 affected as a result of the treatment you
20 claim that you suffered from by former
21 Corrections Officer Drennen, please.

22 A Can you repeat that?

23 Q Sure. Tell me how your life has been
24 affected as a result of the treatment that
25 you claim you suffered from by former

1 Corrections Officer Drennen.

2 A My PTSD that I have grown over from
3 being a child to an adult has definitely, I
4 want to say, increased due to the fact of
5 being sexually abused as a child.

6 Q Anything else, or have you completed
7 your answer?

8 A Completed my answer.

9 Q Okay. So when you say your PTSD has
10 increased, I want to make sure that I
11 understand that.

12 Can we agree that there are symptoms
13 associated with posttraumatic stress
14 disorder?

15 A Yes.

16 Q What are the symptoms that you have
17 which have gotten worse?

18 A I have vivid night terrors.

19 Q Night terrors?

20 A Yes, and flashbacks.

21 Q I think I asked this question, but just
22 so that I'm clear, no doctor or behavioral
23 health professional has said that your PTSD
24 has gotten worse since you were released
25 from jail; is that correct?

1 A Correct.

2 Q And when you say night terrors, do you
3 mean nightmares?

4 A They're different than nightmares.

5 Q Tell me what the difference is.

6 A I wake up crying and shaking.

7 Q And with what frequency have you
8 experienced night terrors since your
9 discharge from the Trumbull County detention
10 facility?

11 A Can you repeat that, sir?

12 Q How often have you -- well, strike
13 that.

14 How often do you experience night
15 terrors since you were discharged from the
16 Trumbull County Jail?

17 A A lot. About three -- two to three
18 times a week.

19 Q And how often were you experiencing
20 night terrors before you went into the
21 Trumbull County Jail?

22 A More so less, once or so a month.

23 Q And what about flashbacks, how often --
24 well, first of all, what flashbacks were you
25 experiencing before you went into the

1 Trumbull County Jail?

2 A Of my mom and dad with their physical
3 altercations.

4 Q When you say your mom and dad with
5 physical altercations, do you mean that your
6 mom and dad were physically abusing you or
7 each other?

8 A Each other. Like my mom stabbed my
9 dad, my mom cut her wrist with glass.

10 Q And so you would have flashbacks to
11 those events?

12 A Yeah.

13 Q Is that yes?

14 A Yes.

15 Q I'm sorry, do you need to take a
16 break? I apologize.

17 MS. KOVOOR: Why don't we
18 take a break?
19 - - -

20 (Short recess taken)

21 - - -

22 BY MR. RASKIN:

23 Q With what frequency do you experience
24 flashbacks now versus before your
25 incarceration?

1 A Now it's, like I said, it's more weekly
2 than it used to be.

3 Q When you say, "more weekly," I know you
4 know what you mean, but I don't. Do you
5 mean once a week?

6 A Like a couple times a week.

7 Q Two --

8 A Two to three times a week.

9 Q So it's the same frequency as night
10 terrors?

11 A Yes.

12 Q And how about before?

13 A They weren't as bad as my night
14 terrors, so I'd say once every two months, I
15 would say, two or three months.

16 Q And did your opiate use affect either
17 your night terrors or flashbacks?

18 A No. That's how I numbed myself.

19 Q Okay. So they went away when you were
20 doing drugs?

21 A Yes.

22 Q And when you stopped doing drugs, they
23 returned?

24 A Yes.

25 Q So then you weren't -- you relapsed in

1 2015 and '16?

2 A Yes.

3 Q So does that mean you were not
4 experiencing any night terrors or flashbacks
5 in 2015 and '16 while you were doing drugs?

6 A No, I was not.

7 Q And then once you got off the opiates
8 when you were four months pregnant,
9 plus/minus, then the flashbacks and night
10 terrors returned and with greater frequency?

11 A Yes.

12 Q Okay.

13 A Also doesn't help with the pregnancy
14 either.

15 Q Have you described for me now all of
16 the effects that you feel like that you've
17 experienced which you attribute to the
18 claims you make against former Corrections
19 Officer Drennen?

20 A Yes.

21 MR. RASKIN: I don't have
22 any further questions. Thank you.

23 - - -

24 CROSS-EXAMINATION OF KATIE SHERMAN
25 BY MS. JARMUSZ:

1 Q All right, Katie, I'm Angel Jarmusz.

2 I know I introduced myself to Michele. As I
3 said in her deposition, it's the same ground
4 rules that you just went through with Mr.
5 Raskin. I'll try to keep it even shorter
6 than I did with Michele.

7 Again, I'm representing Mr. Drennen, so
8 my questions are going to be specific to
9 your interactions with him.

10 A Okay.

11 Q And I'm just going to get right to it
12 and ask you how exactly Mr. Drennen
13 personally injured you?

14 A Personally injured me? Well,
15 definitely psychologically it injured me for
16 sure, brought back a lot of different
17 things, so I learned how to block it out.

18 Q With those psychological injuries
19 caused by Mr. Drennen, did you seek medical
20 or mental health treatment?

21 A No, because my main priority when I did
22 seek treatment, it was not for that
23 reasoning, it was for my child
24 specifically.

25 Q When you were incarcerated in Trumbull

1 County, did you use the telephones?

2 A Not all the time. Barely.

3 Q Who did you talk to if you did use
4 them?

5 A My dad.

6 Q And how come you never talked to your
7 dad about Mr. Drennen's conduct?

8 A 'Cause that's not something I would
9 talk to my dad about, honestly.

10 Q Did you ever personally witness Mr.
11 Drennen masturbate in your presence?

12 A No.

13 Q Did any other corrections officer give
14 you unwanted sexual attention?

15 A No.

16 Q What about you made Mr. Drennen seek
17 you out?

18 MS. KOVOOR: Objection.

19 Speculation.

20 BY MS. JARMUSZ:

21 Q Do you have any -- let me rephrase
22 this.

23 When you had spoken with Major Stewart
24 in May of 2014, you remember that
25 conversation?

1 A Yes.

2 Q You had said at that time, you had a
3 little crush on Mr. Drennen while you were
4 in the Trustee Pod; is that correct?

5 A Yes.

6 Q Did you ever express that crush to Mr.
7 Drennen?

8 A Not specifically, no.

9 Q Can you describe for me the content of
10 your notes that you would pass Mr. Drennen?

11 A Well, I mean, they were flirtatious, I
12 guess, and nothing, like, derogatory of me
13 expressing myself to him. It was more just
14 like "Hey, how are you" kind of things and
15 such. Nothing to the extent...

16 Q In any of those notes, did you suggest
17 meeting up with him after you were
18 released?

19 A Not that I can recall.

20 Q Did you ever observe other inmates pass
21 notes to Mr. Drennen that weren't the formal
22 kite requests?

23 A No.

24 Q Going back to that May 4th or 5th
25 interview with Major Stewart in 2014, do you

1 remember him, Major Stewart, telling you
2 multiple times that you were not obligated
3 to answer his questions?

4 A Yes, but I didn't know if I was going
5 to be in trouble or not because cops are
6 allowed to lie to you and I just got out of
7 jail, so that's why I denied it all because
8 I didn't know what to expect the outcome to
9 be.

10 Q This might sound repetitive, but I just
11 want to clarify everything. Do you remember
12 during that interview saying you were
13 positive that you had never masturbated for
14 Mr. Drennen?

15 A Yes.

16 Q And do you remember stating that Mr.
17 Drennen had never asked you to expose
18 yourself?

19 A Yes.

20 Q I think you probably answered this
21 question, but if you were uncomfortable with
22 Major Stewart's questioning, state again why
23 you didn't stop answering those questions.

24 A I didn't know whether I was going to be
25 in trouble or not.

1 MS. JARMUSZ: I honestly
2 don't think I have anything
3 further.

4 MR. RASKIN: Signature?

5 MS. KOVOOR: We'll read.

6 - - -

7 (Signature not waived)

8 (Deposition concluded at 4:45 p.m.)

9 - - -

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1 CERTIFICATE

2

3 THE STATE OF OHIO,)

4) SS:

5 COUNTY OF CUYAHOGA.)

6

7 I, Angelika P. Shane, a Notary Public
8 within and for the state of Ohio, duly
9 commissioned and qualified, do hereby
10 certify that the within-named witness,
11 KATIE SHERMAN, was by me first duly sworn to
12 testify to the truth, the whole truth and
13 nothing but the truth in the cause
14 aforesaid; that the testimony then given by
15 the above-referenced witness was by me
16 reduced to stenotype in the presence of said
17 witness; afterwards transcribed, and that
18 the foregoing is a true and correct
19 transcription of the testimony so given by
20 the above referenced witness.

21 I do further certify that this
22 deposition was taken at the time and place
23 in the foregoing caption specified and was
24 completed without adjournment.

25

Deposition of Katie Sherman

Michele L. Rafferty, et al. v. Trumbull County, Ohio, et al.

1 I do further certify that I am not a
2 relative, counsel or attorney for either
3 party, or otherwise interested in the
4 event of this action.

5 IN WITNESS WHEREOF, I have hereunto set
6 my hand and affixed my seal of office at
7 Cleveland, Ohio, this 6th day of March,
8 2017.

9
10 Angelika P. Shane
11

12 Angelika P. Shane, Notary Public
13 Within and for the State of Ohio
14 My commission expires 6/21/20

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C E R T I F I C A T E

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF OHIO
EASTERN DIVISION

CASE: Michele L. Rafferty, et al.,

vs.

Trumbull County, Ohio, et al.,

CAUSE NO.: 4:16CV00430

DEPONENT: KATIE SHERMAN

DATE REPORTED: February 23rd, 2017

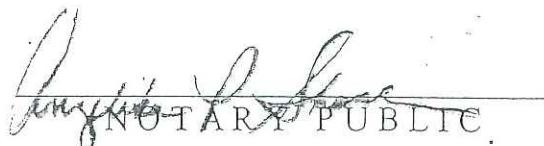
DATE SENT FOR SIGNATURE: March 7, 2017

SENT FOR SIGNATURE TO: Katie Sherman

6280 1/2 South Main Street
Ashtabula, Ohio 44084

I, Angelika P. Shane , the undersigned Notary Public in and for the County of Cuyahoga, do hereby certify that the above-named deponent has failed to subscribe his/her signature to the original deposition transcripts and return same within the allotted 30 day limit under the Federal Civil Rules of Procedure after being notified the deposition is ready for reading and signing, and/or presented to the deponent or his/her attorney for signature.

Therefore, in accordance with the Rules of Procedure, this certificate is submitted. IN WITNESS WHEREOF, I have hereunto set my hand and affixed my notary seal this 10th of April , 2017 .


~~Angelika P. Shane~~
NOTARY PUBLIC

My Commission Expires: 06/21/2020

TACKLA & ASSOCIATES
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1801 E. 9th Street
Cleveland, OH 44114



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1020 Ohio Savings Plaza
1801 East 9th Street
Cleveland, OH 44114



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March 7, 2017

Katie Sherman
6280 1/2 South Main Street
Ashtabula, Ohio 44084

Re: Deposition of **Katie Sherman**
2/23/2017
Michele L. Rafferty, et al. v. Trumbull County, Ohio, et al.

Dear Ms. Sherman:

As you will recall, you did not waive your right to read and sign your deposition. A copy of your deposition taken in the above referenced matter is now available in our office for review, weekdays from 8:30 a.m. to 4:00 p.m. Please call our office at 216-241-3918 for an appointment. You will have the opportunity to list any corrections on an errata sheet. You must then sign and date the errata sheet.

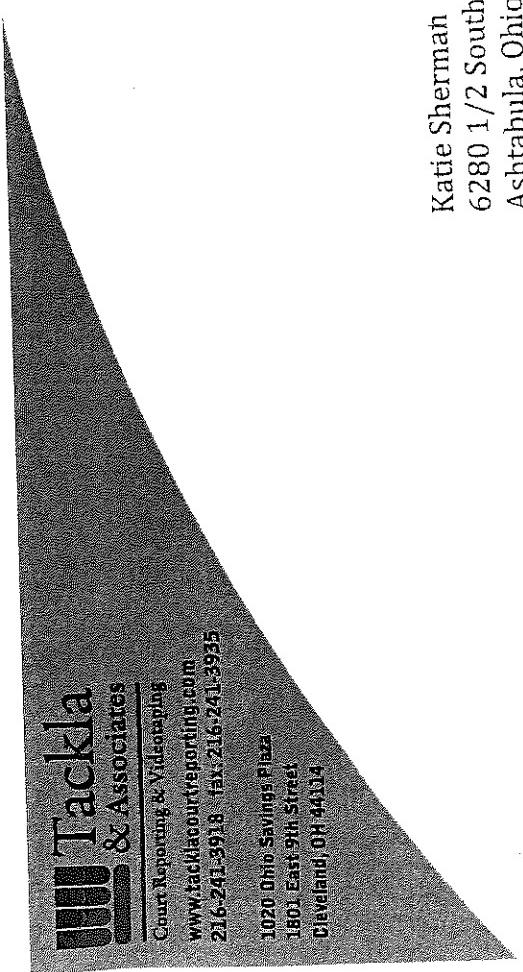
In accordance with the Federal Rules of Civil Procedure, you must read the transcript, and sign the errata sheet within 30 days. Should you have any questions, please don't hesitate to call.

Sincerely,


Angie Shane
TACKLA COURT REPORTING, LLC

AS/np

cc: Todd Raskin, Esq.
Sarah Thomas Kovoov, Esq.
Angelica M. Jarmusz, Esq.



Katie Sherman
6280 1/2 South Main Street
Ashtabula, Ohio 44084

